

Senate Engrossed

State of Arizona  
Senate  
Forty-seventh Legislature  
First Regular Session  
2005

CHAPTER 85

# SENATE BILL 1054

AN ACT

AMENDING SECTION 26-305, ARIZONA REVISED STATUTES; REPEALING SECTION 41-3005.05, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 27, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-3015.01; RELATING TO THE DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 26-305, Arizona Revised Statutes, is amended to  
3 read:

4 26-305. Division of emergency management; duties; director;  
5 term; qualifications; compensation; emergency  
6 management training fund

7 A. There is established in the department of emergency and military  
8 affairs the division of emergency management, which is administered by the  
9 department,— under the authority of the adjutant general, subject to powers  
10 vested in the governor as provided by law.

11 B. The division shall prepare for and coordinate those emergency  
12 management activities ~~which~~ THAT may be required to reduce the impact of  
13 disaster on persons or property.

14 C. Through the powers vested in the governor, the division shall  
15 coordinate the cooperative effort of all governmental agencies including the  
16 federal government, this state and its political subdivisions to alleviate  
17 suffering and loss resulting from disaster.

18 D. The adjutant general shall appoint the director who serves at the  
19 pleasure of the adjutant general. The adjutant general shall select the  
20 director on the basis of demonstrated ability in governmental functions or  
21 business administration and general knowledge of contingency planning and  
22 disaster preparedness. ~~The director shall devote full time to the office and~~  
23 ~~shall hold no other office.~~

24 E. The director is eligible to receive compensation pursuant to  
25 section 38-611.

26 F. Employees other than the director are employees as defined by  
27 section 41-762.

28 G. The emergency management training fund is established consisting of  
29 monies received from fees collected by the division for coordinating  
30 symposiums, training conferences and seminars relating to its powers and  
31 duties. The director of the division shall deposit all fees collected for  
32 these activities in the fund, which shall be used only for expenses of the  
33 activities. All monies collected from each event that are in excess of the  
34 expenses of the event shall revert to the state general fund by the end of  
35 the fiscal year.

36 Sec. 2. Repeal

37 Section 41-3005.05, Arizona Revised Statutes, is repealed.

38 Sec. 3. Title 41, chapter 27, article 2, Arizona Revised Statutes, is  
39 amended by adding section 41-3015.01, to read:

40 41-3015.01. Department of emergency and military affairs; state  
41 emergency council; termination July 1, 2015

42 (A.) THE DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS AND THE STATE  
43 EMERGENCY COUNCIL TERMINATE ON JULY 1, 2015.

44 B. TITLE 26 IS REPEALED ON JANUARY 1, 2016.

1           Sec. 4. Purpose

2           Pursuant to section 41-2955, subsection B, Arizona Revised Statutes,  
3 the legislature continues the department of emergency and military affairs  
4 and the state emergency council to promote, protect and defend the peace,  
5 health and safety of the citizens of this state.

6           Sec. 5. Retroactivity

7           Sections 2 and 3 of this act are effective retroactively to July 1,  
8 2005.

**APPROVED BY THE GOVERNOR APRIL 18, 2005.**

**FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 18, 2005.**



Passed the House April 12, 2005

by the following vote: 58 Ayes,

0 Nays, 2 Not Voting

Speaker of the House

Chief Clerk of the House

Passed the Senate March 23, 2005

by the following vote: 27 Ayes,

0 Nays, 3 Not Voting

President of the Senate

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

13th day of April, 2005

at 12:46 o'clock P. M.

Secretary to the Governor

Approved this 18 day of

April, 2005,

at 1<sup>st</sup> o'clock P. M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 18 day of April, 2005,

at 4:42 o'clock P. M.

Secretary of State

S.B. 1054